

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

UHURU ROWE,

Plaintiff,

v.

CASE NO. 3:18cv780

HAROLD W. CLARKE, *et al.*,

Defendants.

MOTION TO DISMISS PLAINTIFF'S SECOND AMENDED COMPLAINT

Defendants Harold W. Clarke, Michelle Carpenter, Natasha Perkerson, T.L. Birckhead, T. Darden, Tracy Ray, and Gregory L. Holloway, by counsel, hereby move this Honorable Court to dismiss the claims against them pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). These defendants submit that Plaintiff's Second Amended Complaint fails to state a claim against them and that Plaintiff lacks standing to seek injunctive relief from Defendant Clarke. Accordingly, these Defendants move for dismissal from this matter for the reasons outlined in the memorandum accompanying this Motion.

Respectfully submitted,

HAROLD W. CLARKE, MICHELLE
CARPENTER, NATASHA PERKERSON, T.L.
BIRCKHEAD, T. DARREN, TRACY RAY, and
GREGORY L. HOLLOWAY

By: s/Laura Maughan
Laura Maughan, VSB#87798
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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of August, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following: Jeffrey E. Fogel, 913 W. Jefferson Street, Charlottesville, Virginia, 22902, jeff.fogel@gmail.com, Attorney for Plaintiff.

By: s/Laura Maughan
Laura Maughan, VSB#87798
Assistant Attorney General